

S.R. 125 - By Armbrister: Extending congratulations to Fay Junius Whitlow, Sr., of Banquete on his 90th birthday.

S.R. 126 - By Barrientos: Recognizing the Bales and McMichael families for their dedication to and management of Scholz Garten.

S.R. 127 - By Truan: In memory of Florentino Rivero Sheldon and Frances Truan Sheldon of Corpus Christi.

ADJOURNMENT

On motion of Senator Brooks, the Senate at 12:36 p.m. adjourned until 10:00 a.m. tomorrow.

ELEVENTH DAY

(Tuesday, July 11, 1989)

The Senate met at 10:00 a.m. pursuant to adjournment and was called to order by the President.

The roll was called and the following Senators were present: Armbrister, Barrientos, Bivins, Brooks, Brown, Caperton, Carriker, Dickson, Haley, Harris, Henderson, Johnson, Krier, Leedom, Lyon, McFarland, Montford, Parker, Ratliff, Santiesteban, Sims, Tejada, Truan, Uribe, Zaffirini.

Absent-excused: Edwards, Glasgow, Green, Parmer, Washington, Whitmire.

A quorum was announced present.

Senate Doorkeeper Jim Morris offered the invocation as follows:

Almighty God, source of light and strength, engage and stretch our minds today to learn and to grow, enabling us to be better stewards of the gifts You have provided. We thank You for the lessons that common things teach. Grant that never will we waste an opportunity to make full use of lessons learned.

In Your Son's name we pray. Amen.

On motion of Senator Brooks and by unanimous consent, the reading of the Journal of the proceedings of yesterday was dispensed with and the Journal was approved.

LEAVES OF ABSENCE

Senator Glasgow was granted leave of absence for today on account of important business on motion of Senator Brooks.

Senator Green was granted leave of absence for today on account of important business on motion of Senator Brooks.

Senator Edwards was granted leave of absence for today on account of important business on motion of Senator Brooks.

Senator Parmer was granted leave of absence for today on account of important business on motion of Senator Brooks.

Senator Washington was granted leave of absence for today on account of important business on motion of Senator Brooks.

Senator Whitmire was granted leave of absence for today on account of important business on motion of Senator Brooks.

REPORTS OF STANDING COMMITTEES

Senator McFarland submitted the following report for the Committee on Criminal Justice:

C.S.S.B. 12

Senator Truan, Vice-Chairman, submitted the following report for the Committee on Education:

S.B. 64

Senator Santiesteban submitted the following report for the Committee on Natural Resources:

S.B. 73**C.S.S.B. 51****C.S.H.B. 63**

Senator Brooks submitted the following report for the Committee on Health and Human Services:

H.B. 32**MESSAGE FROM THE HOUSE**

House Chamber
July 11, 1989

HONORABLE W. P. HOBBY
PRESIDENT OF THE SENATE

SIR: I am directed by the House to inform the Senate that the House has passed the following:

H.B. 82, Relating to student center fees charged and collected by Texas Southern University.

Respectfully,

BETTY MURRAY, Chief Clerk
House of Representatives

SENATE BILLS ON FIRST READING

The following bills were introduced, read first time and referred to the Committee indicated:

S.B. 91 by Bivins Intergovernmental Relations
Relating to the county courts at law in Randall County.

S.B. 92 by Sims, Zaffirini Finance
Relating to authorizing hospital districts and emergency services districts to impose sales and use taxes.

S.B. 93 by Green Jurisprudence
Relating to jury lists for justice courts.

S.B. 94 by Brooks Health and Human Services
Relating to the regulation of medical physicists; providing penalties.

S.B. 95 by Brown Jurisprudence
Relating to the transfer of assets and a cause of action and liability for a fraudulent transfer.

S.B. 96 by Zaffirini Intergovernmental Relations
Relating to the jurisdiction of the Starr County Court at Law.

S.B. 97 by Haley Education
Relating to alcohol and drug abuse education for public school students and teachers.

S.B. 98 by Armbrister Natural Resources
Relating to the authority of navigation districts.

S.B. 99 by Brooks Health and Human Services
Relating to confidentiality and privilege requirements for certain information relating to impaired physicians.

CO-AUTHORS OF SENATE BILL 12

On motion of Senator Brown and by unanimous consent, Senators Armbrister and Bivins will be shown as Co-authors of **S.B. 12**.

CO-AUTHOR OF SENATE BILL 86

On motion of Senator Glasgow and by unanimous consent, Senator Carriker will be shown as Co-author of **S.B. 86**.

PROCLAMATIONS FROM THE GOVERNOR

The following Proclamations from the Governor were read and were filed with the Secretary of the Senate:

TO THE SENATE AND HOUSE OF REPRESENTATIVES OF THE SEVENTY-FIRST TEXAS LEGISLATURE IN FIRST CALLED SESSION:

Pursuant to Article III, Section 40 and Article IV, Section 8 of the Texas Constitution, I, William P. Clements, Jr., Governor of Texas, do hereby submit the following matter for consideration by the Seventy-first Texas Legislature in its First Called Session:

(1) legislation relating to prohibiting willful desecration of the flag of the United States; exempting such desecration as a First Amendment right.

The Secretary of State shall take notice of this action and notify the Legislature.

IN TESTIMONY WHEREOF, I have hereunto signed my name officially and caused the seal of the State to be affixed hereto at Austin, this 10th day of July, 1989.

Pursuant to Article III, Section 40 and Article IV, Section 8 of the Texas Constitution, I, William P. Clements, Jr., Governor of Texas, do hereby submit the following matter for consideration by the Seventy-first Texas Legislature in its First Called Session:

(1) legislation relating to calling on the United States Congress not to increase the motor fuels tax and not to divert any portion of the revenue currently collected to any purpose other than construction and maintenance of the nation's streets and highways.

The Secretary of State shall take notice of this action and notify the Legislature.

IN TESTIMONY WHEREOF, I have hereunto signed my name officially and caused the seal of the State to be affixed hereto at Austin, this 10th day of July, 1989.

Pursuant to Article III, Section 40 and Article IV, Section 8 of the Texas Constitution, I, William P. Clements, Jr., Governor of Texas, do hereby submit the following matter for consideration by the Seventy-first Texas Legislature in its First Called Session:

(1) legislation relating to authorizing hospital districts and emergency services districts to impose sales and use taxes.

The Secretary of State shall take notice of this action and notify the Legislature.

IN TESTIMONY WHEREOF, I have hereunto signed my name officially and caused the seal of the State to be affixed hereto at Austin, this 10th day of July, 1989.

Pursuant to Article III, Section 40 and Article IV, Section 8 of the Texas Constitution, I, William P. Clements, Jr., Governor of Texas, do hereby submit the following matter for consideration by the Seventy-first Texas Legislature in its First Called Session:

(1) legislation relating to the establishment of a uniform rate of taxation on recreational boats and motors.

The Secretary of State shall take notice of this action and notify the Legislature.

IN TESTIMONY WHEREOF, I have hereunto signed my name officially and caused the seal of the State to be affixed hereto at Austin, this 10th day of July, 1989.

Pursuant to Article III, Section 40 and Article IV, Section 8 of the Texas Constitution, I, William P. Clements, Jr., Governor of Texas, do hereby submit the following matter for consideration by the Seventy-first Texas Legislature in its First Called Session:

(1) legislation relating to the transfer of assets and a cause of action and liability for a fraudulent transfer.

The Secretary of State shall take notice of this action and notify the Legislature.

IN TESTIMONY WHEREOF, I have hereunto signed my name officially and caused the seal of the State to be affixed hereto at Austin, this 10th day of July, 1989.

Pursuant to Article III, Section 40 and Article IV, Section 8 of the Texas Constitution, I, William P. Clements, Jr., Governor of Texas, do hereby submit the following matter for consideration by the Seventy-first Texas Legislature in its First Called Session:

(1) legislation amending the Crime Victims Compensation Act to provide for the creation and funding of certain local programs for the assistance of crime victims.

The Secretary of State shall take notice of this action and notify the Legislature.

IN TESTIMONY WHEREOF, I have hereunto signed my name officially and caused the seal of the State to be affixed hereto at Austin, this 10th day of July, 1989.

Pursuant to Article III, Section 40 and Article IV, Section 8 of the Texas Constitution, I, William P. Clements, Jr., Governor of Texas, do hereby submit the following matter for consideration by the Seventy-first Texas Legislature in its First Called Session:

(1) legislation relating to the effective date of **S.B. 846**, 71st Legislature, Regular Session.

The Secretary of State shall take notice of this action and notify the Legislature.

IN TESTIMONY WHEREOF, I have hereunto signed my name officially and caused the seal of the State to be affixed hereto at Austin, this 10th day of July, 1989.

Pursuant to Article III, Section 40 and Article IV, Section 8 of the Texas Constitution, I, William P. Clements, Jr., Governor of Texas, do hereby submit the

following matter for consideration by the Seventy-first Texas Legislature in its First Called Session:

(1) legislation relating to the commitment procedures and services for mentally ill and chemically dependent persons, and providing penalties in connection with such procedures.

The Secretary of State shall take notice of this action and notify the Legislature.

IN TESTIMONY WHEREOF, I have hereunto signed my name officially and caused the seal of the State to be affixed hereto at Austin, this 10th day of July, 1989.

Pursuant to Article III, Section 40 and Article IV, Section 8 of the Texas Constitution, I, William P. Clements, Jr., Governor of Texas, do hereby submit the following matter for consideration by the Seventy-first Texas Legislature in its First Called Session:

(1) legislation relating to the authorization of an optional sales tax for Uvalde County to subsidize Uvalde County Hospital.

The Secretary of State shall take notice of this action and notify the Legislature.

IN TESTIMONY WHEREOF, I have hereunto signed my name officially and caused the seal of the State to be affixed hereto at Austin, this 10th day of July, 1989.

Pursuant to Article III, Section 40 and Article IV, Section 8 of the Texas Constitution, I, William P. Clements, Jr., Governor of Texas, do hereby submit the following matter for consideration by the Seventy-first Texas Legislature in its First Called Session:

(1) legislation relating to the creation of Collin County Water Authority.

The Secretary of State shall take notice of this action and notify the Legislature.

IN TESTIMONY WHEREOF, I have hereunto signed my name officially and caused the seal of the State to be affixed hereto at Austin, this 10th day of July, 1989.

Pursuant to Article III, Section 40 and Article IV, Section 8 of the Texas Constitution, I, William P. Clements, Jr., Governor of Texas, do hereby submit the following matter for consideration by the Seventy-first Texas Legislature in its First Called Session:

(1) legislation making technical corrections to Chapter 837, Acts of the 70th Legislature, Regular Session, relative to the provision of emergency services in counties of 125,000 persons or less.

The Secretary of State shall take notice of this action and notify the Legislature.

IN TESTIMONY WHEREOF, I have hereunto signed my name officially and caused the seal of the State to be affixed hereto at Austin, this 10th day of July, 1989.

Pursuant to Article III, Section 40 and Article IV, Section 8 of the Texas Constitution, I, William P. Clements, Jr., Governor of Texas, do hereby submit the following matter for consideration by the Seventy-first Texas Legislature in its First Called Session:

(1) legislation relating to descriptions of motor vehicles required to be registered with the State Department of Highways and Public Transportation; providing a penalty.

The Secretary of State shall take notice of this action and notify the Legislature.

IN TESTIMONY WHEREOF, I have hereunto signed my name officially and caused the seal of the State to be affixed hereto at Austin, this 10th day of July, 1989.

Pursuant to Article III, Section 40 and Article IV, Section 8 of the Texas Constitution, I, William P. Clements, Jr., Governor of Texas, do hereby submit the following matter for consideration by the Seventy-first Texas Legislature in its First Called Session:

(1) legislation relating to the regulation of Medicare supplement insurance.

The Secretary of State shall take notice of this action and notify the Legislature.

IN TESTIMONY WHEREOF, I have hereunto signed my name officially and caused the seal of the State to be affixed hereto at Austin, this 11th day of July, 1989.

Respectfully submitted,

/s/W. P. Clements, Jr.
William P. Clements, Jr.
Governor of Texas

ATTEST:

/s/George S. Bayoud, Jr.
George S. Bayoud, Jr.
Secretary of State

MESSAGE FROM THE GOVERNOR

The following Message from the Governor was read and was referred to the Committee on Nominations:

Austin, Texas
July 11, 1989

TO THE SENATE OF THE SEVENTY-FIRST LEGISLATURE,
FIRST CALLED SESSION:

I ask the advice, consent and confirmation of the Senate with respect to the following appointment:

TO BE A MEMBER OF THE STATE BOARD OF INSURANCE,
FOR A TERM TO EXPIRE JANUARY 31, 1991:

JO ANN HOWARD
2603 Berenson Lane
Austin, Texas 78746

Mrs. Howard will be filling the unexpired term of David H. Thornberry of Austin, who resigned.

Respectfully submitted,

/s/W. P. Clements, Jr.
William P. Clements, Jr.
Governor of Texas

SENATE BILL 63 ON SECOND READING

On motion of Senator Uribe and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to engrossment:

S.B. 63, Relating to the regulation of persons engaged in removing asbestos from public buildings or disturbing or encapsulating that asbestos; providing penalties.

The bill was read second time and was passed to engrossment viva voce vote.

**SENATE CONCURRENT RESOLUTION 15
ON SECOND READING**

On motion of Senator Uribe and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading:

S.C.R. 15, Granting NCNB Texas National Bank, its corporate affiliates and subsidiaries, assignees, and successors-in-interest permission to sue the State of Texas and the General Land Office.

The resolution was read second time and was adopted viva voce vote.

**SENATE CONCURRENT RESOLUTION 5
ON SECOND READING**

On motion of Senator Henderson and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading:

S.C.R. 5, Granting Glenn H. Johnson, John W. Neale and Roberto M. Pensotti permission to sue the State of Texas and the Parks and Wildlife Department.

The resolution was read second time and was adopted viva voce vote.

SENATE RULE 11.11 SUSPENDED

On motion of Senator Caperton and by unanimous consent, Senate Rule 11.11 was suspended in order that the Committee on Finance might consider the following bills upon adjournment today:

H.B. 29
S.B. 86
S.B. 84
S.B. 89
S.B. 92

GUESTS PRESENTED

Senator Brooks, upon recognition, introduced his guests, Galveston County Sheriff Joe Max Taylor and Dr. Bill Clayton, President Emeritus of Texas A&M University at Galveston.

The Senate extended a welcome to these guests.

SENATE RULE 11.11 SUSPENDED

On motion of Senator Brooks and by unanimous consent, Senate Rule 11.11 was suspended in order that the Committee on Health and Human Services might consider the following bills at 11:30 a.m. today:

S.B. 85
S.B. 99

SENATE BILL 63 ON THIRD READING

Senator Uribe moved that the Constitutional Rule and Senate Rule 7.19 requiring bills to be read on three several days be suspended and that **S.B. 63** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 22, Nays 0.

Absent: Barrientos, Carriker, Parker.

Absent-excused: Edwards, Glasgow, Green, Parmer, Washington, Whitmire.

The bill was read third time and was passed by the following vote: Yeas 22, Nays 0. (Same as previous roll call)

SENATE BILL 42 ON SECOND READING

On motion of Senator Henderson, on behalf of Senator Green, and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to engrossment:

S.B. 42, Relating to the jurisdiction of certain justice of the peace courts and county courts.

The bill was read second time and was passed to engrossment viva voce vote.

SENATE BILL 42 ON THIRD READING

Senator Henderson, on behalf of Senator Green, moved that the Constitutional Rule and Senate Rule 7.19 requiring bills to be read on three several days be suspended and that **S.B. 42** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 23, Nays 0.

Absent: Barrientos, Parker.

Absent-excused: Edwards, Glasgow, Green, Parmer, Washington, Whitmire.

The bill was read third time and was passed viva voce vote.

SENATE BILL 73 ON SECOND READING

On motion of Senator Brooks and by unanimous consent, the regular order of business and Senate Rule 7.13 were suspended to take up for consideration at this time on its second reading and passage to engrossment:

S.B. 73, Relating to the authority of the Parks and Wildlife Commission to regulate the sale and consumption of alcoholic beverages in an area of Galveston State Park assigned to a concessioner.

The bill was read second time and was passed to engrossment viva voce vote.

SENATE BILL 73 ON THIRD READING

Senator Brooks moved that the Constitutional Rule and Senate Rule 7.19 requiring bills to be read on three several days be suspended and that **S.B. 73** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 23, Nays 0.

Absent: Barrientos, Parker.

Absent-excused: Edwards, Glasgow, Green, Parmer, Washington, Whitmire.

The bill was read third time and was passed by the following vote: Yeas 23, Nays 0. (Same as previous roll call)

HOUSE BILL 32 ON SECOND READING

On motion of Senator Dickson and by unanimous consent, the regular order of business and Senate Rule 7.13 were suspended to take up for consideration at this time on its second reading and passage to third reading:

H.B. 32, Relating to the effective date of the legislation authorizing the creation of the San Saba County Hospital District.

The bill was read second time and was passed to third reading viva voce vote.

HOUSE BILL 32 ON THIRD READING

Senator Dickson moved that the Constitutional Rule and Senate Rule 7.19 requiring bills to be read on three several days be suspended and that H.B. 32 be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 23, Nays 0.

Absent: Barrientos, Parker.

Absent-excused: Edwards, Glasgow, Green, Parmer, Washington, Whitmire.

The bill was read third time and was passed by the following vote: Yeas 23, Nays 0. (Same as previous roll call)

SENATE BILL 75 ON SECOND READING

On motion of Senator Dickson and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to engrossment:

S.B. 75, Relating to the effective date of the legislation relating to the qualifications for serving as judge of the County Court at Law of Nolan County.

The bill was read second time and was passed to engrossment viva voce vote.

SENATE BILL 75 ON THIRD READING

Senator Dickson moved that the Constitutional Rule and Senate Rule 7.19 requiring bills to be read on three several days be suspended and that S.B. 75 be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 23, Nays 0.

Absent: Barrientos, Parker.

Absent-excused: Edwards, Glasgow, Green, Parmer, Washington, Whitmire.

The bill was read third time and was passed by the following vote: Yeas 23, Nays 0. (Same as previous roll call)

COMMITTEE SUBSTITUTE**HOUSE BILL 63 ON SECOND READING**

On motion of Senator Sims and by unanimous consent, the regular order of business and Senate Rule 7.13 were suspended to take up for consideration at this time on its second reading and passage to third reading:

C.S.H.B. 63, Relating to the eradication or control of certain animal diseases by the Texas Animal Health Commission.

The bill was read second time and was passed to third reading viva voce vote.

COMMITTEE SUBSTITUTE**HOUSE BILL 63 ON THIRD READING**

Senator Sims moved that the Constitutional Rule and Senate Rule 7.19 requiring bills to be read on three several days be suspended and that C.S.H.B. 63 be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 23, Nays 0.

Absent: Barrientos, Parker.

Absent-excused: Edwards, Glasgow, Green, Parmer, Washington, Whitmire.

The bill was read third time and was passed by the following vote: Yeas 23, Nays 0. (Same as previous roll call)

**COMMITTEE SUBSTITUTE
SENATE BILL 12 ON SECOND READING**

On motion of Senator Brown and by unanimous consent, the regular order of business and Senate Rule 7.13 were suspended to take up for consideration at this time on its second reading and passage to engrossment:

C.S.S.B. 12, Relating to the offense of and penalty for murder of an individual 14 years of age or younger.

The bill was read second time and was passed to engrossment viva voce vote.

**COMMITTEE SUBSTITUTE
SENATE BILL 12 ON THIRD READING**

Senator Brown moved that the Constitutional Rule and Senate Rule 7.19 requiring bills to be read on three several days be suspended and that **C.S.S.B. 12** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 25, Nays 0.

Absent-excused: Edwards, Glasgow, Green, Parmer, Washington, Whitmire.

The bill was read third time and was passed viva voce vote.

SENATE BILL 66 ON SECOND READING

On motion of Senator Krier and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to engrossment:

S.B. 66, Relating to certain technical and other corrections and revisions to the Property Code.

The bill was read second time.

Senator Krier offered the following amendment to the bill:

Amend **S.B. 66**, Section 10, by adding a new subsection (h) to read as follows:

(h) A violation of subsection (f) shall not affect the validity of the contract or the validity of any lien resulting therefrom.

The amendment was read and was adopted viva voce vote.

On motion of Senator Krier and by unanimous consent, the caption was amended to conform to the body of the bill as amended.

The bill as amended was passed to engrossment viva voce vote.

SENATE BILL 66 ON THIRD READING

Senator Krier moved that the Constitutional Rule and Senate Rule 7.19 requiring bills to be read on three several days be suspended and that **S.B. 66** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 25, Nays 0.

Absent-excused: Edwards, Glasgow, Green, Parmer, Washington, Whitmire.

The bill was read third time and was passed viva voce vote.

SENATE BILL 64 ON SECOND READING

On motion of Senator Bivins and by unanimous consent, the regular order of business and Senate Rule 7.13 were suspended to take up for consideration at this time on its second reading and passage to engrossment:

S.B. 64, Relating solely to the transfer of governance, management, and operation of West Texas State University from the board of regents of that institution to the board of regents of The Texas A&M University System.

The bill was read second time and was passed to engrossment viva voce vote.

SENATE BILL 64 ON THIRD READING

Senator Bivins moved that the Constitutional Rule and Senate Rule 7.19 requiring bills to be read on three several days be suspended and that **S.B. 64** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 25, Nays 0.

Absent-excused: Edwards, Glasgow, Green, Parmer, Washington, Whitmire.

The bill was read third time and was passed viva voce vote.

RECORD OF VOTE

Senator Montford asked to be recorded as voting "Nay" on the final passage of the bill.

GUEST PRESENTED

Senator Parker was recognized and presented Dr. Raymond Benski of Nederland.

Dr. Benski, participating in the "Capitol Physician" program sponsored by the Texas Academy of Family Physicians, was welcomed by the Senate and received an expression of gratitude for his service today.

SENATE BILL 54 ON SECOND READING

On motion of Senator Barrientos and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to engrossment:

S.B. 54, Relating to permitting the Department of Public Safety to charge fees for permits for sales and purchases of precursor chemicals and chemical laboratory apparatus.

The bill was read second time.

Senator Barrientos offered the following amendment to the bill:

Amend **S.B. 54** by adding a new Section 4 (Committee Printing page 1, between lines 54 and 55) to read as follows and by renumbering the subsequent sections accordingly:

SECTION 4. In addition to other amounts appropriated for the fiscal biennium ending August 31, 1991, all fees collected under Sections 481.078(b) and 481.081(b), Health and Safety Code, are appropriated, for the biennium ending August 31, 1991, to the Department of Public Safety for the purposes authorized by those sections.

The amendment was read and was adopted viva voce vote.

On motion of Senator Barrientos and by unanimous consent, the caption was amended to conform to the body of the bill as amended.

The bill as amended was passed to engrossment viva voce vote.

SENATE BILL 54 ON THIRD READING

Senator Barrientos moved that the Constitutional Rule and Senate Rule 7.19 requiring bills to be read on three several days be suspended and that S.B. 54 be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 25, Nays 0.

Absent-excused: Edwards, Glasgow, Green, Parmer, Washington, Whitmire.

The bill was read third time and was passed by the following vote: Yeas 25, Nays 0. (Same as previous roll call)

SENATE RULE 11.11 SUSPENDED

On motion of Senator Leedom and by unanimous consent, Senate Rule 11.11 was suspended in order that the Committee on Intergovernmental Relations might consider the following bills and resolution upon adjournment today:

H.B. 52

H.B. 6

S.B. 60

S.B. 91

S.B. 96

H.C.R. 1

**COMMITTEE SUBSTITUTE
SENATE BILL 67 ON SECOND READING**

On motion of Senator Krier and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to engrossment:

C.S.S.B. 67, Relating to the enforcement of child support and to the collection of information for the enforcement of child support by the Texas Department of Health.

The bill was read second time.

Senator Krier offered the following amendment to the bill:

Amend C.S.S.B. 67, page 1, Section 1, subsection (i), to read as follows:

(i) In providing services authorized by Chapter 76, Human Resources Code, the attorney general may bring any child support action authorized under Title 2 of this code, including an action to modify a court support order and an action to enforce a court support order.

The amendment was read and was adopted viva voce vote.

On motion of Senator Krier and by unanimous consent, the caption was amended to conform to the body of the bill as amended.

The bill as amended was passed to engrossment viva voce vote.

**COMMITTEE SUBSTITUTE
SENATE BILL 67 ON THIRD READING**

Senator Krier moved that the Constitutional Rule and Senate Rule 7.19 requiring bills to be read on three several days be suspended and that C.S.S.B. 67 be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 25, Nays 0.

Absent-excused: Edwards, Glasgow, Green, Parmer, Washington, Whitmire.

The bill was read third time and was passed viva voce vote.

MESSAGE FROM THE HOUSE

House Chamber
July 11, 1989

HONORABLE W. P. HOBBY
PRESIDENT OF THE SENATE

SIR: I am directed by the House to inform the Senate that the House has passed the following:

S.B. 20, Relating to the regulation of physicians; providing a penalty. (As amended)

S.B. 28, Relating to the creation of fish and marine habitat in the area in Cameron County known as Bahia Grande.

S.B. 45, Relating to a requirement that child care facilities post signs regarding the reporting of child abuse or neglect; providing penalties.

Respectfully,

BETTY MURRAY, Chief Clerk
House of Representatives

**COMMITTEE SUBSTITUTE
SENATE BILL 33 ON SECOND READING**

On motion of Senator Zaffirini and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to engrossment:

C.S.S.B. 33, Relating to children who engage in delinquent conduct or conduct indicating a need for supervision and the families of those children.

The bill was read second time.

Senator Zaffirini offered the following amendment to the bill:

Amend **C.S.S.B. 33** as follows:

On page 14, delete Section 11 (f) in its entirety.

The amendment was read and was adopted viva voce vote.

On motion of Senator Zaffirini and by unanimous consent, the caption was amended to conform to the body of the bill as amended.

The bill as amended was passed to engrossment viva voce vote.

**COMMITTEE SUBSTITUTE
SENATE BILL 33 ON THIRD READING**

Senator Zaffirini moved that the Constitutional Rule and Senate Rule 7.19 requiring bills to be read on three several days be suspended and that **C.S.S.B. 33** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 25, Nays 0.

Absent-excused: Edwards, Glasgow, Green, Parmer, Washington, Whitmire.

The bill was read third time and was passed viva voce vote.

RESOLUTIONS SIGNED

The President announced the signing in the presence of the Senate the following enrolled resolutions:

H.C.R. 18
H.C.R. 22
H.C.R. 30

HOUSE BILL ON FIRST READING

The following bill received from the House was read the first time and referred to the Committee indicated:

H.B. 82, To Committee on Finance.

SENATE RULE 11.11 SUSPENDED

On motion of Senator Parker and by unanimous consent, Senate Rule 11.11 was suspended in order that the Committee on Education might consider the following bills upon adjournment today:

H.B. 67
S.B. 27

MEMORIAL RESOLUTIONS

H.C.R. 19 - (Carriker): In memory of Officer Perry Floyd Patton.

S.R. 128 - By Washington, Brooks: In memory of Bert Carson Armstead, Jr.

CONGRATULATORY RESOLUTIONS

S.R. 129 - By Barrientos: Commending Jack Leo for going above and beyond the call of duty for the Austin Police Department.

S.R. 130 - By Barrientos: Commending and applauding the civic career of Austin Police Captain Freddie Maxwell.

S.R. 131 - By Krier: Expressing admiration and respect to Paul Thompson of the San Antonio Express-News for his forthright and effective writing on behalf of the people of his beloved city and state.

ADJOURNMENT

On motion of Senator Brooks, the Senate at 10:48 a.m. adjourned until 11:00 a.m. tomorrow.

TWELFTH DAY

(Wednesday, July 12, 1989)

The Senate met at 11:00 a.m. pursuant to adjournment and was called to order by the President.

The roll was called and the following Senators were present: Armbrister, Barrientos, Bivins, Brooks, Brown, Caperton, Carriker, Haley, Harris, Henderson, Johnson, Krier, Leedom, Lyon, McFarland, Montford, Parker, Parmer, Ratliff, Santiesteban, Sims, Tejeda, Truan, Uribe, Washington, Whitmire, Zaffirini.

Absent-excused: Dickson, Edwards, Glasgow, Green.